

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 09-32

Introduced by Council President Boniface at the request of the County Executive  
and Council President Boniface and Council Members Shrodes and Lisanti  
Legislative Day No. 09-30 Date October 20, 2009

AN ACT to repeal and reenact, with amendments, Subsection C(8) and Subsection C(13) of Section 268-19, Preliminary plans and site plans, of Article IV, Concept Plans, Preliminary Subdivision Plans and/or Site Plans, of Chapter 268, Subdivision Regulations, of the Harford County Code, as amended; to provide that preliminary plans may be extended one time for 2 years if findings of adequate public facilities have been established.

By the Council, October 20, 2009

Introduced, read first time, ordered posted and public hearing scheduled

on: November 17, 2009

at: 7:00 p.m.

By Order: Barbara J. O'Connor, Council Administrator

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 17, 2009, and concluded on November 17, 2009.

Barbara J. O'Connor, Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Section 1. Be It Enacted By The County Council of Harford County, Maryland that Subsection C(8) and Subsection C(13) of Section 268-19, Preliminary plans and site plans, of Article IV, Concept Plans, Preliminary Subdivision Plans and/or Site Plans, of Chapter 268, Subdivision Regulations, of the Harford County Code, as amended, be, and they are hereby, repealed and reenacted, with amendments, all to read as follows:

**Chapter 268. Subdivision Regulations**

**Article IV. Concept Plans, Preliminary Subdivision Plans and/or Site Plans**

**§ 268-19. Preliminary plans and site plans.**

C. Review and approval procedure.

(8) A project designated for fast track review by the County Executive shall be exempt from the notice and posting requirements of this section provided that:

(a) The proposed use is not one of the uses listed in the Harford County Zoning Code in the [Use Classification Charts] PERMITTED USE CHARTS under the categories of amusements, motor vehicles and related services, residential and retail trade;

(b) The Director of Planning ensures that a notice stating the date, time and place of the DAC meeting for the project is sent to the County Council President at least 1 week prior to the scheduled date of the meeting; and

(c) The Director of Planning ensures that a notice stating the date, time and place of the DAC meeting for the project is posted at a convenient public location at or near the site of the meeting.

(13) Extension of preliminary plan. A written request for an extension of a preliminary plan must be filed with the Department of Planning and Zoning at least 60 calendar days

1 before the date on which the plan's previous approval will expire. A 1-time, 2-year  
2 extension of the preliminary plan may be granted by the Director of Planning subject to  
3 the following conditions:

4 (a) The subdivider has executed an agreement with the County for off-site and/or  
5 on-site facilities improvements beyond the required, standard on-site roads and  
6 utilities agreements, and

7 (b) A performance bond for the additional/agreed to facilities improvements has  
8 been posted by the subdivider[.], OR

9 (C) FINDINGS OF ADEQUATE PUBLIC FACILITIES BASED ON THE  
10 STANDARDS SET IN § 267-126 (ADEQUATE PUBLIC FACILITIES) OF  
11 THE HARFORD COUNTY ZONING CODE, AS AMENDED, HAVE BEEN  
12 ESTABLISHED.

13 Section 2. And Be It Further Enacted that this Act shall take effect 60 calendar days from the date  
14 it becomes law.

EFFECTIVE: January 22, 2010

*The Council Administrator does hereby certify that  
fifteen (15) copies of this Bill are immediately available for  
distribution to the public and the press.*

  
\_\_\_\_\_  
Council Administrator

HARFORD COUNTY BILL NO. \_\_\_\_\_ 09-32 \_\_\_\_\_

Brief Title \_\_\_\_\_ Subdivision Regulations \_\_\_\_\_

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

**CERTIFIED TRUE AND CORRECT**

Barbara J. O'Connor  
Council Administrator

Date November 17, 2009

**ENROLLED**

Billy Bonifant  
Council President

Date November 17, 2009

**BY THE COUNCIL**

Read the third time.

Passed: LSD 09-33

Failed of Passage: \_\_\_\_\_

By Order

Barbara J. O'Connor  
Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 18<sup>th</sup> day of November, 2009 at 3:00 p.m.

Barbara J. O'Connor  
Council Administrator

**BY THE EXECUTIVE**

David R. Craig  
COUNTY EXECUTIVE

APPROVED: Date November 23, 2009

**BY THE COUNCIL**



This Bill No. 09-32, having been approved by the Executive and returned to the Council, becomes law on November 23, 2009.

EFFECTIVE DATE: January 22, 2010

Barbara J. O'Connor  
Barbara J. O'Connor  
Council Administrator